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O] 850-833-2033  
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May 20, 2004

FAX TRANSMISSION COVER SHEET

To: U.S. Patent and Trademark Office  
Attn.: Examiner Holmes

Telephone: 1-703-308-6280

Fax Number: 1-703-748-5423

From: Timothy W. Lohse  
650-833-2055

Attorney Docket Number: 1040659-991101

Re: U.S. Patent Application:  
Serial No.: 09/805,646 Filing Date: March 13, 2001  
Examiner: Michael B. Holmes Art Unit: 2121  
Title: AUTOMATED PROCESS GUIDANCE SYSTEM

Pages: - 19 - (including this form) Originals: ☐ will be mailed ☒ will not be mailed

If there is a problem with this transmission, please call (850) 833-1548  
Fax Operator/Ext.

Message:

Attached are a cover letter from Timothy Lohse and copies of the following documents:

1. Transmittal Form;
2. Fee Transmittal;
3. Response to Office Action;
4. Information Disclosure Statement;
5. Check; and
6. Stamped return postcard listing the above documents;

Whereby certify that this correspondence is being facsimile transmitted to the United States  
Patent and Trademark Office, Attention Examiner Holmes, at Fax No. 703-748-5423 on May 20, 2004

*Cathy Pirmian*  
Cathy Pirmian

CONFIDENTIALITY NOTICE

This communication is ONLY for the person named above. Unless otherwise indicated, it contains information that is confidential, privileged or exempt from disclosure under applicable law. If you are not the person named above, or responsible for delivering it to that person, be aware that disclosure, copying, distribution or use of this communication is strictly PROHIBITED. If you have received it in error, or are uncertain as to its proper handling, please immediately notify us by collect telephone and mail the original to us at the above address. Thank you.

(Form Rev. 6/5/00)

Gray Cary Ware & Freidenrich LLP

PAGE 1/10 \* RCVD AT 5/20/2004 2:00:18 PM [Eastern Daylight Time] \* SVR:USPTO-EFXXF-2/2 \* DNS:7465423 \* CSID:650 833 2001 \* DURATION (mm-ss):05-58

PAGE 17/22 \* RCVD AT 2/11/2005 2:29:29 PM [Eastern Standard Time] \* SVR:USPTO-EFXXF-1/4 \* DNS:8729306 \* CSID:215 665 2013 \* DURATION (mm-ss):06-10

## GRAYCARY

2000 University Avenue  
East Palo Alto, CA 94303-2248  
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O) 650-833-2055  
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May 20, 2004  
VIA FACSIMILE - 703-746-5423

OUR FILE NO. 1040859-891101

Examiner Holmes  
United States Patent and Trademark Office

Re: Submission of Response to Office action dated August 26, 2003  
U.S. Patent Application Serial No. 09/805,646

Dear Examiner Holmes:

Per your request, attached are true and correct copies of the following documents that were submitted by myself on November 26, 2003 via first class mail in response to an office action mailed on August 26, 2003:

- 1) a transmittal form (with a signed certificate of first class mailing);
- 2) a fee transmittal;
- 3) a response to the office action (with a signed certificate of first class mailing);
- 4) an Information Disclosure Statement (with a signed certificate of first class mailing);
- 5) a check in the amount of \$180; and
- 6) a return postcard listing the above documents and stamped by the US Patent Office indicating receipt of the above documents on December 1, 2003.

Very truly yours,

Gray Cary Ware & Freidenrich LLP



Timothy W. Lohse  
tlohse@graycary.com

TWL:twl  
Enclosures  
Gray Cary EM7168341.1  
1040859-891101

AUSTIN LA JOLLA SACRAMENTO SAN DIEGO SAN FRANCISCO SEATTLE SILICON VALLEY WASHINGTON, DC

PAGE 2/19 \* RCVD AT 5/20/04 2:00:19 PM [Eastern Daylight Time] \* SVR:USPTO-EFAX-2/2 \* DNIS:7465423 \* CSID:650 833 2001 \* DURATION (mm-ss):05-56

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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/805,846
	Filing Date	March 13, 2001
	First Named Inventor	Mark Grimse et al.
	Art	2121
	Examiner	Michael B. Holmes
Total Number of Pages in This Submission	Attorney Docket Number	1040859-991101

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): 13 References Return Postcard
Remarks The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 07-1896. A duplicate copy of this sheet is enclosed. Customer No. 26379		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual	Timothy W. Lohse, Reg. No. 36,255 Gray Cary Ware & Freidenreich LLP
Signature	<i>Timothy W. Lohse</i>
Date	November 28, 2003

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed for Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.	
Typed or printed	Kathleen LaBrie
Signature	<i>Kathleen LaBrie</i>
Date	November 26, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to be used by the USPTO in processing an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 15 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9198 (1-800-786-9198) and select option 2.

05/20/04 10:58 FAX 850 837 01

GRAY CARY

42/004

PTO/GB/TF (10-03)

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U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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**FEE TRANSMITTAL**  
**for FY 2004**

Effective 10/01/2003, Patent form are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)**180.00****Complete if Known**

Application Number	09/805,646
Filing Date	March 13, 2001
First Named Inventor	Mark Grimsa et al.
Examiner Name	Michael B. Holmes
Art Unit	2121
Attorney Docket No.	1040859-991101

**METHOD OF PAYMENT (check all that apply)**☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☐ Deposit Account:

Deposit

Account

Number

Deposit

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Name

The Director is authorized to:

☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or fee on deposit of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
1001 770	2001 385	Utility filing fee	
1002 540	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 180	2005 90	Provisional filing fee	
SUBTOTAL (1) (\$)			0.00

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Extra Claims	Fee from	Fee Paid
Independent	-20% =	0	0.00
Multiple Dependent	-5% =	0	0.00
Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
1202 18	2202 9	Claims in excess of 20	
1201 88	2201 43	Independent claims in excess of 3	
1203 260	2203 145	Multiple dependent claims, if not paid	
1204 88	2204 43	Reissue independent claims over original patent	
1205 18	2205 9	Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2) (\$)			0.00

\*or number previously paid, if greater; For Reissue, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code (\$) Fee Code (\$) | Fee Description | Fee Paid || 1051 130 | 2051 65 | Surcharge - late filing fee or oath |  |
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	2053 65	Non-English specification	
1112 2,520	2112 1,260	For filing a request for ex parte reexamination	
1804 820\*	2804 410\*	Requesting publication of SIR prior to Examiner action	
1805 1,840\*	2805 920\*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 200	2403 100	Request for oral hearing	
1451 1,510	2451 755	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1409 130	2409 65	Petitions to the Commissioner	
1607 50	2607 25	Processing fee under 37 CFR 1.17(a)	
1608 160	2608 80	Submission of Information Disclosure Sheet	180.00
6021 40	2021 20	Recording each patent assignment per property (times number of properties)	
1808 770	2808 385	Filing a submission after final rejection (37 CFR 1.120(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.128(a))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	2802 450	Request for expedited examination of a design application	
Other fee (specify)			
\*Reduced by Basic Filing Fee Paid			
SUBTOTAL (3) (\$)			180.00
**SUBMITTED BY**

Name (Print/Type)

Trinity V. Lohso

Signature

Trinity V. Lohso

Registration No.

35,256

Attorney/Agent

**(Complete if applicable)**

Telephone 650-833-2000

Date November 28, 2003

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which it is to be used by the USPTO to process an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including searching, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.

PAGE 4/19 \* RCVD AT 5/20/2004 2:08:18 PM [Eastern Daylight Time] \* SVR:USPTO-EFXXF-22 \* DNIS:7166423 \* CSID:650 833 2001 \* DURATION (mm:ss):05:55

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GRAY CARY-WARE & FREIDENRICH

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RAY, JAMES EARL DIRECTOR OF THE D.S. BATES

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100-443887-100

PAGE 1819 \* RCD AT 5/20/2004 2:10:18 PM (Eastern Daylight Time) \* SVR:USPTO-EFXXF-2/2 \* DNB:7465423 \* CSD:660 833 2001 \* DURATION (mm:ss):05:46

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Mailing Date: November 26, 2003  
U.S. Serial No.: 09/005,646  
Filing Date: March 13, 2001  
Title: Automated Process Guidance System And Method

Enclosed are:

- 1) Transmittal Form (in duplicate);
- 2) Fee Transmittal (in duplicate);
- 3) Response to Office Action;
- 4) Information Disclosure Statement w/ PTO Form/SB/08a & b;
- 5) Thirteen (13) references;
- 6) Certificate of first class mailing;
- 7) Return Postcard.

1040659-091101 (Kadri Inc.)  
TWL/12074 /k

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Mailing Date: November 26, 2003  
U.S. Serial No.: 09/005,646  
Filing Date: March 13, 2001  
Title: Automated Process Guidance System And Method

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- 5) Thirteen (13) references;
- 6) Certificate of first class mailing;
- 7) Return Postcard.

1040659-091101 (Kadri Inc.)  
TWL/12074 /k



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